

ORDINANCE NO. 024-105

AN ORDINANCE AUTHORIZING A
SOLE SOURCE CONTRACT
WITH LIEBHERR AEROSPACE
SALINE, INC. FOR LEVELING
ACTUATOR ASSEMBLIES FOR
5000 SERIES RAIL CARS

WHEREAS, The Chicago Transit Authority ("Authority") requires leveling actuator assemblies for 5000 series rail cars; and

WHEREAS, As part of the 5000 series railcar overhaul project, the leveling actuators must be repaired or replaced, and these new leveling actuators will be used to replace actuators that are not able to be repaired or overhauled; and

WHEREAS, Liebherr Aerospace Saline, Inc. ("Liebherr") is the Original Equipment Manufacturer (OEM) with the proprietary design and expertise to supply the leveling actuators that integrate with the railcar's onboard system, so advertising for bids would serve no useful purpose and would not be in the best interests of the Authority or the public; and

WHEREAS, This procurement was advertised on the Authority's website for three weeks with no vendor responses to the posting; and

WHEREAS, Liebherr has certified that the prices quoted to the Authority are "equal to" or "not greater than" prices quoted to its most favored customers; and

WHEREAS, This procurement was reviewed and approved by the Authority's Sole Source/Disadvantageous Review Committee (SDRC); and

WHEREAS, Section 1.4A of the Authority's Procurement Policy and Procedures provides for the award of contracts without competitive bidding "where the goods or services to be procured are procurable from only one source"; and

WHEREAS, Staff recommends award of a contract to Liebherr under Requisition No. C24CT102992421 for the furnishing and delivery of 200 Liebherr leveling actuator assemblies for 5000 series rail cars for the not-to-exceed amount of \$1,308,000.00; now, therefore:

BE IT ORDAINED BY THE CHICAGO TRANSIT BOARD
OF THE CHICAGO TRANSIT AUTHORITY:

SECTION 1. Based on the statements set forth in the recitals of this ordinance, the Chicago Transit Board hereby determines that the goods and services being procured are procurable from only one source.

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SECTION 2. The Chairman of the Chicago Transit Board, the President of the Authority, and the Vice President of Purchasing and Supply Chain, or their designees, are hereby authorized to enter into a contract with Liebherr Aerospace Saline, Inc. for the furnishing and delivery of two hundred (200) Liebherr leveling actuator assemblies for 5000 series rail cars in the not-to-exceed amount of One Million Three Hundred Eight Thousand Dollars (\$1,308,000.00).

SECTION 3. The Chairman, President, and Vice President of Purchasing and Supply Chain, or their designees, are further authorized to take such actions and execute such documents as may be necessary to implement the objectives of this ordinance.

SECTION 4. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

Chairman

August 14, 2024

PASSED:

Secretary

August 14, 2024